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03913 U.S. PTO  
082003

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	0155.02
First Inventor	Teruko Osumi et al.
Title	<i>Solanum Bulbocastanum</i> Late Blight Resistance Gene and Use Thereof
Express Mail Label No.	EU 972811728 US

03913 U.S. PTO  
10/647268  
08/20/0303913 U.S. PTO  
10/647268  
08/20/03**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents

Assistant Commissioner for Patents  
ADDRESS TO: Mail Stop Patent Application  
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Alexandria, VA 22313-1450

7.  CD-Rom or CD-R in duplicate, large table or Computer Program (Appendix)8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)

- a.  Computer Readable Form (CRF)
- b.  Specification Sequence Listing on:
  - i.  CD-ROM or CD-R (2 copies)
  - ii.  paper
- c.  Statements verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**9.  Assignment Papers (cover sheet & document(s))10.  37 CFR 3.73(b) Statement  Power of Attorney  
(when there is an assignee)11.  English Translation Document (if applicable)12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations13.  Preliminary Amendment14.  Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)15.  Certified Copy of Priority Document(s)  
(if foreign priority is claimed)16.  Nonpublication Request under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35  
or its equivalent.17.  Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation  Divisional  Continuation -in-part (CIP) of prior application No.:  
prior application information: Examiner: Group Art Unit:

For CONTINUATION OR DIVISIONAL APPS only: the entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted for the submitted application parts.

**19. Correspondence Address**

[X] Customer Number 25278 and/or Bar Code Label



25278

PATENT TRADEMARK OFFICE

Name (Print/Type)	Registration No. (Attorney/Agent)
Margaret A. Connor	30,043
Signature	Date
<i>Margaret A. Connor</i>	August 20, 2003

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The PTO did not receive the following listed item(s) Computer Readable Form (CRF)

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# FEE TRANSMITTAL FY03

Effective 01/01/2003. Patent fees are subject to annual revision.

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The Commissioner is hereby authorized to charge any fees set forth in CFR §§ 1.116 to 1.118 to the Deposit Account listed below for the entire pendency of the application, or credit any overpayment to this account. A duplicate copy of this sheet is enclosed: Deposit Account No. 50-2135 Deposit Account Name: USDA, ARS, OTT Patent Advisor		<b>3. ADDITIONAL FEES</b> Large Entity: <table border="0" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 10%;">Code</th> <th style="width: 10%;">Fee (\$)</th> <th style="width: 40%;">Fee Description</th> <th style="width: 40%;">Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>Surcharge-Late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>Surcharge-late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td>Non-English Specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>110</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>410</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>930</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,450</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>1,970</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>320</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>320</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>280</td><td>Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>110</td><td>Petition to revive – unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,300</td><td>Petition to revive – unintentional</td><td></td></tr> <tr><td>1501</td><td>1,300</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>1502</td><td>470</td><td>Design issue fee</td><td></td></tr> <tr><td>1503</td><td>630</td><td>Plant issue fee</td><td></td></tr> <tr><td>1460</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>1807</td><td>50</td><td>Processing fee under 37 CFR 1.17(q)</td><td></td></tr> <tr><td>1806</td><td>180</td><td>Submission of Information Disclosure Statement</td><td></td></tr> <tr><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>1809</td><td>750</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>1810</td><td>750</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td>1801</td><td>750</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td><td></td></tr> <tr><td colspan="4" style="text-align: center; padding: 5px;">Other fee (specify): * Reduced by basic filing fee paid</td></tr> <tr> <td colspan="2" style="text-align: center; padding: 5px;">Subtotal (1) \$ 750.00</td> <td colspan="2" style="text-align: center; padding: 5px;">Subtotal (3) \$</td> </tr> </tbody> </table>		Code	Fee (\$)	Fee Description	Fee Paid	1051	130	Surcharge-Late filing fee or oath		1052	50	Surcharge-late provisional filing fee or cover sheet		1053	130	Non-English Specification		1812	2,520	For filing a request for <i>ex parte</i> reexamination		1804	920*	Requesting publication of SIR prior to Examiner action		1805	1,840*	Requesting publication of SIR after Examiner action		1251	110	Extension for reply within first month		1252	410	Extension for reply within second month		1253	930	Extension for reply within third month		1254	1,450	Extension for reply within fourth month		1255	1,970	Extension for reply within fifth month		1401	320	Notice of Appeal		1402	320	Filing a brief in support of an appeal		1403	280	Request for oral hearing		1451	1,510	Petition to institute a public use proceeding		1452	110	Petition to revive – unavoidable		1453	1,300	Petition to revive – unintentional		1501	1,300	Utility issue fee (or reissue)		1502	470	Design issue fee		1503	630	Plant issue fee		1460	130	Petitions to the Commissioner		1807	50	Processing fee under 37 CFR 1.17(q)		1806	180	Submission of Information Disclosure Statement		8021	40	Recording each patent assignment per property (times number of properties)		1809	750	Filing a submission after final rejection (37 CFR 1.129(a))		1810	750	For each additional invention to be examined (37 CFR 1.129(b))		1801	750	Request for Continued Examination (RCE)		1802	900	Request for expedited examination of a design application		Other fee (specify): * Reduced by basic filing fee paid				Subtotal (1) \$ 750.00		Subtotal (3) \$	
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Name (Print/Type):  Margaret A. Connor	Registration No. (Attorney/Agent)	30,043	Telephone: 510-527-1418 or 510-559-6067																																																																																																																												
Signature:  <i>Margaret A. Connor</i>	Date: August 20, 2003																																																																																																																														

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